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PATENT

Attorney Docket No. 101961-5144-US01

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Dated:

Signed:

April 29, 2009
David Rini

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Shawn DeFrees, *et al.*

Application No. 10/576,506

Filed: April 18, 2006

For: GLYCOPEGYLATED FACTOR X

Customer No.: 43850

Confirmation Number: 6231

Examiner: Julie HA

Technology Center/Art Unit: 1654

REQUEST FOR CORRECTED
FILING RECEIPT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Madam:

Applicant respectfully requests that the priority application listed in the PAIR system for the above-identified application be corrected to read as follows:

- **PCT/US2004/041070 filed December 3, 2004.**

Applicant further requests that a corrected filing receipt reflecting the true and correct priority date of **December 3, 2004** for PCT Application No. **PCT/US2004/041070**, be issued by the Patent Office.

BACKGROUND

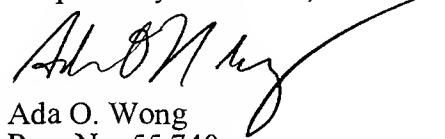
On December 8, 2008, Applicant's petition to correct domestic priority information in this matter was granted by the Patent Office. In this decision, the Examiner agreed that the notice of acceptance and filing receipt mailed to Applicant on September 3, 2008 were defective, as both documents referred to "PCT/US04/14070" rather than **PCT/US2004/041070**. The decision also indicated that a new filing receipt and notice of acceptance would be mailed to the Applicant. However, to this date Applicant has not received a new filing receipt nor a notice of acceptance showing the correct PCT information.

CONCLUSION

Applicant believes that no fee is required for submission of this request since the error was made by the USPTO. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account, No. 50-0310.

If the Examiner believes a telephone conference would expedite prosecution of this request, please telephone the undersigned at 415-442-1490.

Respectfully submitted,



Ada O. Wong
Reg. No. 55,740

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ATTACHMENTS



United States Patent and Trademark Office

08 DEC 2008

40853-02-514465
JLW-AW (KAD)
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United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

MORGAN, LEWIS & BOCKIUS LLP (SF)
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In re Application of
DeFrees et al.
Application No.: 10/576,506
PCT No.: PCT/US2004/041070
Int. Filing Date: 03 December 2004
Priority Date: 03 December 2003
Attorney Docket No.: 40853-5144US1
For: Glycopegylated Factor IX

Just
NO DOCKETING REQUIRED
Mark's added

DECISION

This is in response to applicants' correspondence filed on 15 October 2008.

BACKGROUND

International application PCT/US2004/041070 was filed on 03 December 2004, claimed an earliest priority date of 03 December 2003, and designated the United States. The 30 month time period for payment of the basic national fee in the United States expired as of midnight on 03 June 2006. A basic national fee was paid in 10/576,506 on 18 April 2006.

On 03 September 2008, a Notice of Acceptance (Form PCT/DO/EO/903) and a Filing Receipt were mailed to applicants; both documents referred to "PCT/US04/14070" rather than PCT/US2004/041070.

DISCUSSION

Counsel "respectfully requests that the priority application listed in the PAIR system for the above-identified application be corrected to read as follows: PCT/US04/14070 filed December 3, 2004." Counsel also "requests that a corrected filing receipt, reflecting the true and correct priority date of December 3, 2004 for PCT Application No. PCT/US04/41070, be issued by the Patent Office."

Review of the record reveals that the Transmittal Letter, preliminary amendment, IDS and ADS filed on 18 April 2008 all identified this application as the national stage under 35 U.S.C. 371 of PCT/US2004/041070, rather than PCT/US04/14070 as indicated on the Notice of Acceptance and on the Filing Receipt. The bibliographic information pertaining to PCT/US2004/041070 matches that appearing on the papers filed on 18 April 2006. Therefore, both the Notice of Acceptance and the Filing Receipt mailed on 03 September 2008 were defective, and both are hereby **VACATED**.

DECISION

The request is **GRANTED**, to the extent noted.

This application is being returned to the Office of Patent Application Processing for correction of the electronic records of the USPTO to show its correct status as the national stage of PCT/US2004/041070. A new Notice of Acceptance (Form PCT/DO/EO/903) and a new Filing Receipt showing the correct PCT information will also be prepared and mailed to applicants.

/George Dombroske/
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40853-01-5144 650
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NUMBER	FILING or 371(c) DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	TOT CLAIMS	IND CLAIMS
10/576,506	04/18/2006	2877	815	40853-5144US1	33	2

CONFIRMATION NO. 6231

43850

MORGAN, LEWIS & BOCKIUS LLP (SF)
One Market, Spear Street Tower, Suite 2800
San Francisco, CA 94105

FILING RECEIPT



0C000000031871696

Date Mailed: 09/03/2008

DOCKETED

Request corrected filing receipt

Receipt is acknowledged of this non-provisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please submit a written request for a Filing Receipt Correction. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections

Applicant(s)

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Caryn Bowe, Doylestown, PA;
Krishnasamy Panneerselvam, Poway, CA;

Assignment For Published Patent Application

Neose Technologies, Inc., Horsham, PA

Power of Attorney: The patent practitioners associated with Customer Number 43850

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/US04/14070 05/06/2004 *
which claims benefit of 60/527,089 12/03/2003
and claims benefit of 60/539,387 01/26/2004

(*)Data provided by applicant is not consistent with PTO records.

Foreign Applications

UNITED STATES OF AMERICA 60/592,744 07/29/2004
UNITED STATES OF AMERICA 60/614,518 09/29/2004
UNITED STATES OF AMERICA 60/623,387 10/29/2004

If Required, Foreign Filing License Granted: 09/02/2008

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US 10/576,506**

Projected Publication Date: 12/11/2008

Non-Publication Request: No

LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

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NOT GRANTED

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